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Attorneys for the United States of America

**FILED**  
DISTRICT COURT OF GUAM

JUN 27 2005 *mbc*

MARY L.M. MORAN  
CLERK OF COURT

10

IN THE UNITED STATES DISTRICT COURT  
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DONALD C. ALDAN,

Defendant.

MAGISTRATE CASE NO. 05-00009

**STIPULATION OF PARTIES  
TO CONTINUE TRIAL AND  
ORDER**

COME NOW the United States of America and defendant, by and through his counsel, Kim Savo, and jointly move that the trial date in this matter, which is presently set for June 28, 2005, be continued to not less than thirty (30) days, at a date and time convenient to the court. The parties make this request for the reason that ongoing possible plea negotiations are currently in progress and that the parties believe it is in the interest of justice that this matter be continued.

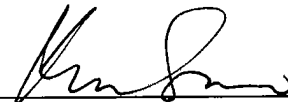
The parties believe that this continuance may be justified under the Speedy Trial Act on the grounds of 18 U.S.C. § 3162(8)(A) allow tolling of the time if the court finds "that the ends of justice

1 served by taking such action outweigh the best interest of the public and the defendant in a speedy trial".

2 The parties believe that the best interests of both will be served by this continuance.

3 SO STIPULATED.

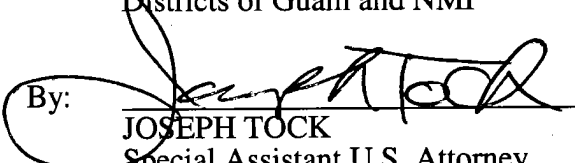
4  
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6 DATE

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8   
9 KIM SAVO  
10 Attorney for Defendant

11 LEONARDO M. RAPADAS  
12 United States Attorney  
13 Districts of Guam and NMI

14  
15 23 June 05  
16 DATE

17 By:


18   
19 JOSEPH TOOCK  
20 Special Assistant U.S. Attorney

21 \*\*\* ORDER \*\*\*

22 Having been fully advised in the premises, this Court finds that the stipulated continuance of the  
23 parties is justified under the Speedy Trial Act, and accordingly finds that the Act should be tolled  
24 pursuant to 18 U.S.C. § 3162(8)(A), the ends of justice served by this continuance outweigh the best  
25 interest of the public and the defendant in a speedy trial.

26 IT IS SO ORDERED that trial of this matter shall be set to August 17, 2005, at  
27 9:30 a.m.

28 Dated this 27th day of June, 2005.

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30 JOAQUIN V.E. MANIBUSAN, JR.  
31 Magistrate Judge  
32 District Court of Guam

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JUN 24 2005

DISTRICT COURT OF GUAM  
HAGATNA, GUAM